

SPEIRS WINS SUIT

AGAINST J. E. DOOLY

Judge Hall Finds Judgment for Plaintiff.

WRONG SHEEP SEIZED

DIVORCE IS GRANTED TO T. E. F. COMSTOCK

The case of Harrison Speirs against John E. Dooly was decided yesterday by Judge Hall. The action was commenced early in the year to recover from Dooly several hundred head of sheep leased by Speirs to Edward J. Young, which sheep were seized with a number of animals belonging to Young individually, to satisfy a debt owing to Speirs by Dooly.

The court found that Speirs is entitled to recover \$10,742.46, the value of his sheep in this suit, and is entitled to recover \$337.83, the value of his sheep so seized in Young's herd; that the estate of Edward J. Young is liable for the same reason, and that Le Grand Young is entitled to a judgment of \$123.23 on his complaint in intervention.

TO CANCEL AGREEMENT.

F. R. Ball Sues John B. Stephens and W. S. McCormick.

F. R. Ball is suing John B. Stephens and W. S. McCormick in the district court to have declared as forfeited and canceled an agreement in which Stephens and McCormick agreed to purchase an interest in the Lone Tree, Julia S. Surr, Live Oak and five other mining claims situated in Tooele county, Utah. It is alleged that plaintiff, as assignee of Ed. Clarey, the vendor, refused to make the balance payment of \$1,250 on the property, but Stephens has neglected and refused to make such payment.

Martha Williams yesterday filed suit in the district court against the Oregon Short Line Railroad company to recover \$415.18, the value of a valise and its contents, which it is alleged, was stolen from her while she was a passenger on defendant company's train at Pocatello on April 27.

TO QUIET TITLE.

Suit of McGurkin vs. Sykes et al., on Trial.

Judge Hall was engaged yesterday trying the case of F. E. McGurkin against Alice G. Sykes et al. to quiet title to a house and a piece of land in lot 2, block 12, plat 9, which was sold under foreclosure of a mortgage some time ago by the plaintiff. The defense times a homestead right in the property, but this is denied by McGurkin, who claims that Mrs. Sykes forfeited her residence in the property, and therefore, not entitled to any homestead rights in the property in litigation.

DIDN'T OBEY COURT.

Joseph P. White May Be Cited for Contempt.

An affidavit in support of a motion to have Joseph P. White cited to show cause why he should not be punished for contempt in refusing to obey an order of court was filed yesterday with the district court by Charles G. Meyer vs. the plaintiff in the case of Meyer vs. White, a suit for a dissolution of partnership and for an accounting.

DECREE OF DIVORCE.

T. E. F. Comstock Legally Separated From His Wife.

On report of Referee Armstrong, Judge Hall yesterday granted a decree of divorce to T. E. F. Comstock from Hannah E. Comstock, which was the suit was married at Portland, Ore., Aug. 25, 1896, and on Feb. 9, 1900, defendant deserted her husband.

COURT NOTES.

Judge Hall yesterday fixed Aug. 30 for hearing the petition of Bessie McGowan to be appointed guardian of her incompetent sister, who is now entitled to receive \$866 from an insurance policy on the life of her late father, William McGowan.

HYDRANTS WENT DRY.

East First and East Second North Residents Suffer.

There was a complaint last night from the people living on East First North and East Second North streets, because of the total lack of water in the hydrants on both of those streets. The supply of water there comes from the Capitol hill reservoir, and the explanation given by the city engineer last night for the lack of water was that the water was drawn off for irrigating in the city.

ARRANGED AS VAGRANTS.

Whitecotton and Charles Williams were arrested a few days ago on suspicion of having "rolled" a laborer.

The city court yesterday on a charge of vagrancy, as the officers were unable to make a more serious charge against them, Whitecotton pleaded guilty to the charge and was sentenced to three months in the city jail. Wilson entered a plea of not guilty and the case was continued until today to allow the prosecution time to secure more witnesses. In default of \$700 bail he is still in the city jail.

MESSENGER BOYS ARE HELD

MUST ANSWER CHARGES IN DISTRICT COURT.

Girl With Whom They Were Intimate Was Under Age—Police Court Cases.

HARRY WIGGINS AND DAN VASCANELLAS

The two young men arrested a few days ago on charges of having carnal knowledge of Nellie Kilbourne and Lillie Gutke, girls under the age of 18 years, appeared in Judge Timmony's court yesterday for preliminary hearing. On motion of Acting Assistant County Attorney W. W. Ritter, Jr., the charge against Wiggins was changed to fornication, and after the preliminary hearing of Vascanellos he was ordered to answer in the district court to answer a charge of fornication.

When the cases were called Mr. Ritter asked that the complaint of felony against Wiggins be dismissed, and the other charge was filed in its stead. He asked that the hearing in the felony charge against Vascanellos be proceeded with, and placed the girl, Lillie Gutke, on the stand. She testified that she was under 18 years of age and that there had been criminal relations between her and Vascanellos.

After the girl's father had testified as to her age the prosecution rested. The defense then asked that the case be dismissed on the grounds that it had not been shown that any public offense had been committed. Judge Timmony said he did not see that the charge against Vascanellos should remain that of a felony while that against Wiggins, for the same offense committed at the same time, had been changed to a misdemeanor.

REUNION NOTES.

Major Howard C. Aberdeen, S. D., writes that the South and North Dakotas are coming down in large numbers, hoping to secure the next national exposition at the National Exposition.

Major Francis Adams of the First Montana, who travels extensively, predicts a strong delegation from his state.

A communication from Harry L. Archer, commander of the Nebraska national guard, informs the committee that the First Nebraska and Kansas are coming together.

The committee has received an acceptance of the invitation to Governor Wells and staff to participate in the parade. The acceptance was forwarded by Adjutant General Burt.

A contract was closed yesterday by Business Manager Meyer for the decoration of the tabernacle for the grand patriotic entertainment to be given on the evening of Aug. 13.

The management of the reunion anticipated attendance of more than 3,000 veterans, not to speak of the excursionists who will be attracted by the low railway rates.

AFTER THE DIAMOND.

Eastern Investors Write to Manager Senior.

There is all kind of eastern money ready waiting to go into the salt making industry in Utah, judging from the communications received by the manager of the Diamond works since the completion of the plant.

A contract was made with a bunch of letters from New York, Boston, Chicago, Kansas City and Rochester capitalists, making all sorts of inquiries and intimating a desire to purchase either a controlling interest or the entire works. Some of the would-be investors have gone so far as to make definite cash offers.

Mr. Senior says that he is not anxious to sell his interest, and the other stockholders are equally averse to every man, as well as every salt plant, has its price, and there is no telling how soon the big proposition on the "dike" may be controlled east of the Mississippi.

CLAIMS DIDN'T EXIST.

R. G. Wilson Will Get Back Money He Paid For Them.

At yesterday's meeting of the county commissioners the clerk was directed to refund to R. G. Wilson \$38.40, the amount paid by him for four alleged patented mining claims at the county's auction sale of tax titles, it having been shown that the O. K. Contract, Siders and Quee claims have no legal existence.

On recommendation of Commissioner Morzan of the Mountain district John G. Labrum was appointed as deputy commissioner to assist during the ensuing fifteen days in the work of measuring and distributing irrigation water.

FORFEITED HIS BAIL.

Drunkness was the only charge made against C. F. Shelton, the cripple who was arrested Saturday night and accused of work in the "hog wash" graft" on Jacob Persa, for \$35. On this charge he was allowed to put up \$5 bail Sunday, and when he failed to appear in court yesterday, his bail was forfeited. The officers say they were unable to make a more serious charge against Shelton, because Persa was drunk at the time he claims to have been robbed and sufficient evidence could not be secured to warrant any other charge than drunkenness.

HOSTESS'S

Everybody needs a stomachic occasionally to keep the bowels regular. For this purpose as well as for the cure of

Indigestion, Dyspepsia, Liver and Kidney Disorders,

there is nothing so good as the Bitter. Try it.

STOMACH

HOSTESS'S

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STEEL STRIKE MAY AFFECT LOCAL ROADS

San Pedro Might Have Trouble Getting Rails.

Local railroad men are watching with a great deal of interest the progress of the great steel strike now in its incipency, for the labor struggle threatens to have a serious effect on the railroads. It may put a stop entirely to the laying of rails or the extensions now in process of construction, until work in the big steel plants is resumed.

OTHERS WELL SUPPLIED

TROUBLE IN BUYING HEAVY STEEL MATERIAL.

The Oregon Short Line is sending out a quantity of advertising matter, calling attention to the National Livestock exhibition in Chicago. General Passenger Agent Lomax of the Union Pacific thinks electricity or steam as the motive power for railroads.

EARNINGS OF WESTERN.

Gratifying Increase for the Month of July.

The earnings of the Rio Grande Western for the month of July were \$29,000, an increase of \$3,500 over July of last year. The last week of July showed a slight decrease, being \$141,700, a falling off of \$4,100 as compared with the corresponding week of last year.

RAILROAD NOTES.

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General Passenger Agent Lomax of the Union Pacific thinks electricity or steam as the motive power for railroads.

Traffic Manager Babcock of the Rio Grande Western has gone to Denver to confer with the city officials on the traffic matters. He may go farther east before returning.

A director of the Union Pacific says there is no trouble in the story that President S. M. Pelton of the Chicago & Alton is to succeed Charles M. Hays as president of the Southern Pacific.

Traveling Passenger Agent Harry Cushing of the Rio Grande Western sends word to General Passenger Agent Heintz from San Juan county, Colorado, that he is on the way to Salt Lake on the excursion from that section Aug. 15.

A combination against the Rock Island Colorado excursions is contemplated by competing roads. The scheme is to maintain the rates near zero, let the Rock Island run excursions only to the Southern Pacific lines, as to make it worth it.

The Pennsylvania railroad appears to hold a commanding position in present state and the contract for the Pennsylvania railroad appears to have been awarded to the Pennsylvania railroad.

The estimates for the year were in some time ago, the appropriations made and the contract for the Pennsylvania railroad appears to have been awarded to the Pennsylvania railroad.

"We now have a good supply of everything important on hand, and it will be some time before the strike will affect about seventy per cent of the ordinary supplies for the road."

SPRINKLE WITH OIL.

Experiments of the Northwestern Watched With Interest.

Utah oil men are watching with interest for the results of the tests of oil-sprinkling on railroad roadbeds. If the experiments are successful, it is believed that this alone will open a great market for oil.

The Chicago & Northwestern road in the night in their experiments, and the view of the success with which oil is used for street sprinkling in Beaumont and Los Angeles, the railroad officials are anxious to have the experiment tried on their roadbeds.

Five miles of double track near La Crosse, Wis., were selected for the experiment, and this will be sprinkled with 2,000 gallons of oil to the mile. A flat car with a tank and an outlet like that of a street sprinkler was used to saturate the roadbed with oil, and then careful tests were made as to the effect on the dust usually raised by passing trains.

Photographs taken before and after the sprinkling show a great improvement, and it is believed the road will be able to handle a much heavier load of freight, although more careful tests will first be made. The cost on the Northwestern is estimated at \$100 per mile for the first year, and \$50 thereafter. Roadbeds which are near the source of supply could utilize this method of securing dustless roadbeds at much cheaper cost, and it is thought that western railroads can be induced to adopt the system for lessening the discomfort of passengers regularly in crossing the western deserts.

GRADE WAR THIS WEEK.

Legal Battle to Be Resumed at Elko, Nevada.

The legal war over the Nevada grade comes up again this week, and this time the scene of combat is Elko, Nev. Attorneys C. O. Whittemore of the San Pedro road and P. L. Williams of the Oregon Short Line met for the first time to participate in the fray.

The issue is to be joined in the suit of the Nevada & California, representing the Short Line, to set aside the action of the Lincoln county board selling the tax title to the grade to the San Pedro corporation. The San Pedro company filed a petition asking to be allowed to come in as interveners, and the Utah, Nevada & California department to this petition. The suit is to be argued before Judge Talbot at Elko, arrangements having been made to have the hearing there instead of waiting until he shall sit again at Pioche.

Before Mr. Whittemore returns he will go on to Los Angeles to confer with Vice President J. Ross Clark and T. E. Gibson regarding legal steps to defend the road's position on the grade and to get the Short Line out of the picture for the forcible entry upon the portion of the grade near Calientes claimed by the San Pedro.

U. P. NOT TO CHANGE.

Rumored Reorganization of the Management Denied.

Omaha, Neb., Aug. 5.—Relative to rumored reorganization of the Union Pacific management, General Manager Dickinson said:

"This is the first I have heard of it. The proposition is absurd, and I am guessing that there is no man in the world who is so stupid as to undertake such a business signification. The Union Pacific will doubtless continue to be operated just as it is now."

T. M. Orr, private secretary to President Burt, made a statement practically the same as that of General Manager Dickinson.

DR. BANCROFT RETIRES.

Leaves Rio Grande Western After Years of Service.

News comes from Denver that Dr. F. J. Bancroft, for many years chief surgeon of the Rio Grande Western, has decided to retire. His resignation was granted.

Household goods, private rooms, with lock and key, Eliza Warehous, corner Third South and Fifth West, Tel. 257.

Storage.

Southerners at Saltair.

The southerners and all their friends will be at Saltair Saturday, Aug. 10, Songs, melodies and speeches.

A cool, delightful and convenient restaurant to get your meals. Prices no higher than the ordinary places.

BEARDSLEY'S TAVERN.

21 East First South.

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BAKING POWDER

ABSOLUTELY PURE

Makes the food more delicious and wholesome

ROYAL BAKING POWDER CO., NEW YORK.

STATE NEWS

AN INSANE MAN'S SUICIDE

THREW HIMSELF TWICE IN BLAZING FURNACE.

Sickening Tragedy at the Provo Asylum—Salt Lake Man's Awful Death.

Provo, Aug. 5.—A startling suicide occurred in the asylum yesterday, when an inmate, John M. Wilson of Salt Lake, threw himself into the hot furnace in the boiler room. The evidence taken at the coroner's inquest this morning showed that Wilson for a few days been working as a trusty in the daily department adjoining the boiler room. Yesterday morning, when the usual work was being done in the boiler room, Wilson was in the red-hot furnace, standing nearby and immediately pulled down from his hot bed. Two attendants then took Wilson in charge while the doctor went after material with which to dress the wounds. Wilson was thrown him to the floor in order to hold him. While no witness saw Wilson throw himself into the furnace, the attendants and the other not being present, the fellow again succeeded in getting into the furnace and throwing himself in. This time he braced himself from within so that it was with great difficulty that he was taken out. He was completely cooked and every strip of clothing burned from his body, yet he was perfectly conscious.

Mrs. Wilson was given him, but he died during the afternoon. A coroner's jury was called and after hearing the evidence in the case, the jury returned a verdict that the man was a man 38 years old, having a family of five children residing in Salt Lake City. He was sent to the asylum June 24 of this year. It was thought by the attending physician that the man was improving very rapidly.

Traveling Passenger Agent Harry Cushing of the Rio Grande Western sends word to General Passenger Agent Heintz from San Juan county, Colorado, that he is on the way to Salt Lake on the excursion from that section Aug. 15.

JURORS SELECTED FOR MANTI COURT.

Manti, Aug. 5.—The jurors selected for the September term of the Seventh judicial district court, which will convene at Manti, Mo., on the 10th inst., are as follows: Manti, C. F. Carlson, Robert Braithwaite, Jr.; Springfield, J. W. Kofford, John T. Blinn; Guntion, George Pickett, Frank C. Davenport, J. M. Murphy, and Andrew Larsen; James Sanderson; Fountain Green, J. H. Jensen, Rasmus Rasmussen, A. Asgard, Jr.; Indianola, R. M. Sealey; Mt. Pleasant, Brigham Porter, Hans L. Lund, Oscar Anderson; Epworth, W. H. Christensen; Moroni, Daniel C. Nielsen, William Blackham, John P. Nielsen.

The criminal calendar for the September term will be unusually large. The case of State vs. C. F. Carlson, charged with the murder of a woman, will be heard at the September term. Boone Brotherson, also charged with rape, will be heard on the court records at present.

William H. Peterson, who has for several months been at the hospital in Salt Lake for internal troubles, arrived at his home yesterday. He is in a serious condition and his case is considered almost hopeless.

Mrs. Alex Tennant, who has for a long time been very sick, is still in an unimproved condition. She has men at work clearing out the creek and removing the debris from the streets, and our city will soon have the usual appearance.

WILLOW CREEK'S WATERS WERE HIGH.

Richfield, Aug. 5.—The thunderstorm which produced a flood in Cottonwood canyon Saturday afternoon caused a much bigger flood in Willow Creek canyon than in any other canyon in the area. In this canyon as ever known, cows and horses were brought down by the fast waters. Timber of all kinds was piled up along the course of the flood after emerging from the canyon, in one place there being a pile over 900 feet long. The muddy waters passed on into the first valley of the canyon, and then on to the second valley, and then on to the third valley, and then on to the fourth valley, and then on to the fifth valley, and then on to the sixth valley, and then on to the seventh valley, and then on to the eighth valley, and then on to the ninth valley, and then on to the tenth valley, and then on to the eleventh valley, and then on to the twelfth valley, and then on to the thirteenth valley, and then on to the fourteenth valley, and then on to the fifteenth valley, and then on to the sixteenth valley, and then on to the seventeenth valley, and then on to the eighteenth valley, and then on to the nineteenth valley, and then on to the twentieth valley, and then on to the twenty-first valley, and then on to the twenty-second valley, and then on to the twenty-third valley, and then on to the twenty-fourth valley, and then on to the twenty-fifth valley, and then on to the twenty-sixth valley, and then on to the 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